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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/821,604	04/08/2004	Michel Gilbert	019633-000129US	1518

20350 7590 07/16/2007

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EXAMINER	
SWOPE, SHERIDAN	

ART UNIT	PAPER NUMBER
1652	

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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10821604	4/8/2004	GILBERT ET AL.	019633-000129US

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EXAMINER	
Sheridan L.. Swope	
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Commissioner for Patents

The amendment filed April 26, 2007 is non-responsive for the following reasons.

A restriction/election requirement for this case was mailed July 13, 2006, wherein the claims were restricted into four inventions:
I. Claims 43 and 51, in part, 44 and 46, drawn to a polypeptide having a-2,3-sialytransferase activity.
II. Claims 43 and 51, in part, 45, drawn to a polypeptide having a-2,3-sialytransferase and a-2,8-sialytransferase activities.
III. Claims 43 and 51, in part, 47 and 48, drawn to a polypeptide having b-1,3-galactosyltransferase activity.
IV. Claims 43 and 51, in part, 49 50, drawn to a polypeptide having b-1,4-N-acetylglucosaminyl transferase activity.

It is noted that none of the restricted claims were directed to a polypeptide having b-1,4-N-acetylgalactosaminyl transferase activity

On October 27, 2006, Applicants elected Invention IV. A First Action on the Merits examining the elected invention, drawn to a polypeptide having b-1,4-N-acetylglucosaminyl transferase activity, was mailed October 27, 2006. On April 26, 2007 Applicants filed a response comprising claims amended to recite a polypeptide having b-1,4-N-acetylgalactosaminyl transferase activity; said amended claims are not directed to the elected invention. Thus, the amendment filed April 26, 2007 is non-responsive.

SHERIDAN SWOPE, PH.D.
PRIMARY EXAMINER